

**04-1360 BOOKER T. HUDSON V. MICHIGAN**

DECISION BELOW: UNPUBLISHED

QUESTION PRESENTED

1. Does the inevitable discovery doctrine create a *per se* exception to the exclusionary rule for evidence seized after a Fourth Amendment "knock and announce" violation, as the Seventh Circuit and the Michigan Supreme Court have held, or is evidence subject to suppression after such violations, as the Sixth and Eighth Circuits, the Arkansas Supreme Court, and the Maryland Court of Appeals have held?

Cert. Granted 6/27/05